

United States District Court
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

CR 07-754PJH

UNITED STATES OF AMERICA,

V.

CARLOS GARRIDO

a/k/a "Tweety"

DEFENDANT(S).

SUPERSEDING INDICTMENT

Title 18, United States Code, Section 922(g)(5)(A) - Alien in Possession of a Firearm;

Title 8, United States Code, Section 1326 - Deported Alien Found in the United States

INDICT

A true bill.

Joe V. ...
Foreman

Filed in open court this 6 day of

MARCH 2008

Karen L. Hom

KAREN L. HOM

JOSEPH C. SPERO

Clerk

UNITED STATES MAGISTRATE JUDGE

Bail, \$ *no pr*

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☒ SUPERSEDING
OFFENSE CHARGED

Count One: 18 U.S.C. Sec. 922(g)(5)(A)

Count Two: 8 U.S.C. Sec. 1326

☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony
PENALTY:

Count One: 10 yrs prison, \$250,000 fine; 3 yrs sup rel; \$100 SA

Count Two: 2 yrs prison, \$250,000 fine; 1 yr sup rel; \$100 SA

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

ICE

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. Att'y ☐ Defense

☒ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

CR 07 0754 PJH

MAGISTRATE CASE NO.

 Name and Office of Person
 Furnishing Information on
 THIS FORM

Joseph P. Russoniello

☒ U.S. Att'y ☐ Other U.S. Agency

 Name of Asst. U.S. Att'y
 (if assigned)

R. D. Rees

 Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA
DEFENDANT - U.S.

CARLOS GARRIDO a/k/a "Tweety"

DISTRICT COURT NUMBER

CR 07 0754 PJH

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- } ☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of Institution

 Has detainer
 been filed? ☒ Yes ☐ No

 If "Yes"
 give date
 filed

**DATE OF
 ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

**DATE TRANSFERRED
 TO U.S. CUSTODY**
☒ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☒ NO PROCESS*
☐ WARRANT

Bail Amount: _____

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: _____

 *Where defendant previously apprehended on complaint, no new summons
 or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

FILED
03 MAR -6 PM 3:40
CLERK OF DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. 07 00754 PJH
)	
Plaintiff,)	Violations: Title 18, United States
)	Code, Section 922(g)(5)(A) – Alien in
v.)	Possession of a Firearm; Title 8, United
)	States Code, Section 1326, Deported Alien
CARLOS GARRIDO,)	Found in the United States
a/k/a "Tweety,")	
)	SAN FRANCISCO VENUE
Defendant.)	

SUPERSEDING INDICTMENT

The Grand Jury charges:

COUNT ONE: 18 U.S.C. § 922(g)(5)(A)

On or about February 25, 2006, in the Northern District of California, the defendant,
CARLOS GARRIDO,
a/k/a "Tweety,"
being an alien illegally and unlawfully in the United States, did knowingly possess a firearm, to
wit, a High Standard .22 caliber handgun, Serial No. 1823247, in and affecting commerce, in
violation of Title 18, United States Code, Section 922(g)(5)(A).

COUNT TWO: 8 U.S.C. § 1326

SUPERSEDING INDICTMENT

1 On or about February 18, 2008, in the Northern District of California, the defendant,

2 CARLOS GARRIDO,
3 a/k/a "Tweety,"

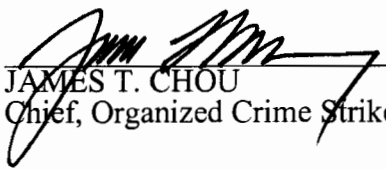
4 an alien, having been previously excluded, deported, and removed from the United States to
5 Guatemala, and having subsequently voluntarily returned to and remained in the United States,
6 was found in the Northern District of California, the Attorney General of the United States and
7 the Secretary for the Department of Homeland Security not having expressly consented to a
8 reapplication by the defendant for admission into the United States, in violation of Title 8, United
9 States Code, Section 1326.

10
11
12 DATED: MARCH 6 2008

A TRUE BILL.

13
14 
15 FOREPERSON

16 JOSEPH P. RUSSONIELLO
17 United States Attorney

18
19 
20 JAMES T. CHOU
Chief, Organized Crime Strike Force Section

21
22 (Approved as to form: )
23 AUSA REES